IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 25TH OCTOBER 2007 / 3RD KARTHIKA 1929

WP(C).No. 31796 of 2007(I)

AGAINST THE ORDER IN EP.157/07 IN
OS.519/1999 of SUB COURT,THRISSUR

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PETITIONER:

TENNY JOSE,S/O.CHIRAMMAL JOSE,
CHEMBUKKAVU VILLAGE,DESOM,THRISSUR TALUK,
THRISSUR DISTRICT.

BY ADV. SRI.JIJO PAUL

RESPONDENTS:

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1. RAPHEL @ RAPPAI,VADAKKAN HOUSE,
CHIRAKKAL DESOM,THRISSUR VILLAGE,THRISSUR TALUK,
THRISSUR DISTRICT.

2. ANTONY, S/O.DEVASSY,CHIRAKKAL DESOM,
THRISSUR VILLAGE,THRISSUR TALUK,THRISSUR DISTRICT.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/10/2007 , THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.Krishnan, J.

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W.P(C).No.31796 of 2007

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Dated this the 25th day of October, 2007.

JUDGMENT

This Writ Petition is preferred to direct the Sub Judge, Thrissur to issue a carbon copy of the order dated 16.10.07 in E.A.888/07 in E.P.157/07 in O.S.519/99 and also for a stay of the delivery of the property till the petitioner pursues his remedy in the Appellate Court. It is submitted that the writ petitioner is a claimant and his claim had been dismissed by the court below. Though, he has applied for a copy he has not obtained it which has disabled him from moving the Appellate Court and obtain an order. Therefore, I direct the court below to issue a carbon copy as expeditiously as possible at any rate within a period of ten days from today and defer the delivery of the property for a period of three weeks from today so as to enable the writ petitioner to move for his appellate remedies.

Writ Petition is disposed of accordingly.

M.N.Krishnan,
Judge.

u/ess 25/10